

DATE: October 24, 2017

Curry; Steven Duane ©  
OCDC C-101 # 38970  
Alamogordo, NM 88310TO: CLERK OF COURT  
U.S. FEDERAL DISTRICT COURT  
PETER V. Domenochi Bldg.  
US Court House, Suite #270  
333 Lomas Blvd.  
Albuquerque, N.M. 8710217CV1079 RB/GJF  
FILEDUNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

OCT 30 2017

MATTHEW J. DYKMAN  
CLERKRE: STATE OF NEW MEXICO VS. STEVEN DUANE CURRY  
CAUSE NO. MAGISTRATE COURT: M-38-ER-2017-00036

" " DISTRICT COURT: D-1215-CR-2017-00473

REQUEST: NEW FEDERAL DISTRICT COURT CASE NO.SUBJECT: AFFIDAVIT / PETITION / NOTICE OF COUNTER-CLAIMTO STRIKE, DISSOLVE, DISMISS, DISCHARGE, AND ABATE  
THE ABOVE STATE CAUSES, GIVEN <sup>①</sup> LACK OF LEGISLATIVE  
AUTHORITY TO ACCEPT SUBJECT MATTER JURISDICTION FROM  
PRO-SE-CUTORS, WHERE SUCH JURISDICTION NEVER EXISTED;② Lack of PROPER & Lawful Venue with which to  
prosecute or try the non-military, civilian, living-box  
Affiant, as the Otero County Courts remain in conflict  
and in contradiction as to their being Constitutional  
or their being Administrative Military Courts Martial,  
or Administrative Ministerial Probate Courts, as visual  
& iconic elements of these various court types are  
full display. ③ The Affiant asks that the Courts  
be in accordance with Article III Courts as mandatedAlthough Operating as a Pro-se Litigant, the Otero County Courts  
are not recognizing the Affiant's rights to represent himself. As such, the  
recognizing Jonathan Miller as his "Legal Advisor." Jonathan Miller can be  
on contacted at 300 Broadway #312, Albuquerque, NM 87102 @ 505-610-0629.

by the pre-1871 US Constitution. ④ That the Federal Court Waive all filing fees for this new case, as the Courts of Law Must be free & open to all; ⑤ That the Federal District Court overrule, over-ride, and otherwise use their Limited territorial & personal jurisdiction to nullify & void all decisions, rulings, and orders from these Lower Federal Courts operating as STATE COURTS, when they clearly are not; ⑥ STATE HAS FAILED TO PROPERLY & LAWFULLY prosecute the Affiant within the required 72 hours of his false arrest, wherein the Affiant has not been lawfully arraigned since 1800 hours on Sept. 22, 2017 up to this date & time; ⑦ Failure to provide Affiant his Due Process of Law, nullifies & voids the STATE's personal & subject matter jurisdiction to prosecute the Living Affiant any further, and the Affiant Must, under law, be released without further injury, denial, delay, or obstruction. ⑧ The STATES MULTIPLE VIOLATIONS Against the Living Affiant's unalienable, natural, and Constitutional rights under Color of Law, pursuant 18 USC 241 & 242, 42 USC 1893 & 1895(3), etc. etc.

⑨ The STATE'S CRIMINAL CONVERSIONS OF THE AFFIANTS EXPRESSIONS & EXECUTIONS OF HIS CONSTITUTIONAL RIGHTS FOR THE PURPOSES OF CONCEALING THE STATES CRIMINAL TRESPASS, KIDNAPPING, FALSIFYING AFFIANTS ARREST & MEANINGLESS IMPRISONMENT.

- ⑩ STATE'S FRAUD UPON THE COURT IN FILING OF FALSE AFFIDAVITS, INCIDENT REPORTS, AND HEARSAY EVIDENCE SUBMISSIONS TO A GRAND JURY ASSEMBLED EX POST FACTO; ⑪ STATE'S WITNESS TAMPERING; ⑫ STATE'S JURY TAMPERING; ⑬ STATE'S EVIDENCE TAMPERING; ⑭ STATE'S OBSTRUCTION OF COMMERCE & TRADE, PURSUANT 15 USC 1 & 2; ⑮ STATE'S OBSTRUCTION OF JUSTICE; ⑯ STATE'S CONTEMPT OF US SUPREME COURT; ⑰ STATE'S FAILURE TO STATE A CLAIM UPON WHICH A COURT MAY GRANT A REMEDY, AS PER FRCP # 12(b); ⑱ Failure of State Judiciary to disclose its Monopoly over State Interests & Operations; ⑲ Failure of State Judiciary to comply with 28 USC 455; ⑳ STATE & JUDICIARY'S FAILURE TO PROTECT & SAFEGUARD THE AFFIANT'S LIFE & PROPERTIES, AS PER HALE V. HUNKEL (1905); etc., etc. etc.

It is the Prayer of this Living Affiant, that the Federal District Court will exercise its very limited & restricted jurisdiction to hold to account Dist. Attorney David J. Hunter, Stark County Sheriff's Deputy, and other officers engaged, and Mrs. Rosemarie B. Esquivel, for their efforts to subvert, usurp, and deprive the affiant of his inalienable natural, and Constitutional rights & and to subvert the

Constitutional Rights are self-executing and require no legislative Act to make them operative! "Medina v. People (1913)" "No Part of this Act shall be used to violate anyone's Constitutional Rights!" - Administrative Procedures Act, Sect #12 (1948)



Supreme Courts of the land, and to do so in their private capacities, and well outside of their official positions.

The Affiant asks that all charges against him and/or his estate, be discharged, dismissed, set off, and settled without any further denial, delay, and obstruction.

The Affiant also prays the Federal Dist. Court will grant the Affiant his full relief & remedy he is entitled to under State & Federal law and the protections he deserves under 18 USC 3771.

The relief & remedy entitlement includes, but is not limited to, \$1086. - per minute for each & every minute of the Affiant's false detention & arrest, and every minute of his kidnapping and forced captivity as a military-political prisoner payable to 2400 hours on the day of his release, regardless of the exact hour of his discharge.

The Affiant's relief & remedy includes the State & County being 100% responsible for the injuries & damages sustained by the Affiant, including but not limited to; ① Blunt force trauma to the head, ② Subdural hematoma; ③ hearing loss; ④ Vision loss; ⑤ Memory loss; ⑥ Crushed Ring Finger; ⑦ \$4500 Wedding Ring Replacement; ⑧ Neurological damage that resulted from choking & asphyxiation.

and severe sublocation of Vertebra - 3 neck muscles. — Officers Hunter & Sanchez are fully responsible for these injuries, and all restoration funds should come from their pockets to the County's CAFR funds!

The Affiant wishes to stand upon his Constitutional rights, and his unlimited powers to contract as expressed in numerous US Supreme Court cases. Inasmuch, the Affiant stands on & with the following recitations of Law, should anyone wish to contest the Affiant, they must first nullify & void these superior cases & lawful instruments.

1. Universal Declaration of Human Rights
2. Magna Carta
3. Declaration of Independence
4. Judiciary Act of 1789
5. Tithe & Nobility Act of 1803
6. Original & Organic XIII Amendment
7. Marbury v. Madison (1803)
8. Dred Scott v. U.S.
9. Penhallow v. Doane
10. Scott v. McNeal (1894)
11. Hake v. Hankel (1905)
12. Cohen v. State
13. Brady Act
14. State v. Gleason
15. State v. Gidding ETC, ETC, ETC;

"The individuals natural, unalienable rights pre-date and are 'long antecedent' of the establishment of the state!" — Hake v. Hankel (1905). Hake v. Hankel has never been defeated in over 1600 filings to the Courts.

Given this Affidavit is a Commercial Instrument the Affiant bonds this document with his word and conveys this instrument to the Federal District Court via the United States Post Office.

Recipients have 72 hours time to argue, protest, or rebut the facts & truths expressed herein. Failure to rebut the facts in kind, in writing, point-for-point, article-for-article, under oath, and under the penalty of perjury, will result in the tacit acceptance & agreement to the terms & conditions set forth herein.

The Affiant, then, looks forward to the Clerk of Court assigning a new Federal District Court Case No. <sup>st</sup>, and Noticing the State County Courts, and the State Attorney General, and the County DA of this new & active Federal Case.

It is So! And so it shall be on this,  
the 24<sup>th</sup> Day of October, 2017.

*Curry: Jim Duane* ©

Affiant's Private & Indemnity Bond - Paramount Secured Party Creditor  
 SW-00001-#AMR1400001RA3934276- Non-US Domestic / Non Resident Alien  
 64 US / RE 118167882 US - Holder in Due Course  
 2640220 (Sec TRACER #) - All Rights Retained & Reserved  
 - US TREASURY # 526788648 LCC 1-308  
 RE 118167882 US - 2640220



